

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. CONTRACT ID CODE		PAGE 1 OF 1 PAGES		
2. AMENDMENT/MODIFICATION NO. Am-0003		3. EFFECTIVE DATE 11 SEP 2002		4. REQUISITION/PURCHASE REQ. NO. WX3JR9-2207-4243		5. PROJECT NO. (If applicable)	
6. ISSUED BY		CODE		7. ADMINISTERED BY (If other than Item 6)		CODE	
US Army Engineer District, Honolulu ATTN: CEPOH-CT-C Building 230 Fort Shafter, HI 96858-5440							

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)		<input checked="" type="checkbox"/> (✓)  <input checked="" type="checkbox"/> (X)	9A. AMENDMENT OF SOLICITATION NO.  DACA83-02-B-0008
			9B. DATED (SEE ITEM 11) 20 AUG 2002
			10A. MODIFICATION OF CONTRACTS/ORDER NO.
			10B. DATED (SEE ITEM 13)
CODE		FACILITY CODE	

### 11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☒ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning 1 copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

### 12. ACCOUNTING AND APPROPRIATION DATA (If required)

### 13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

<input checked="" type="checkbox"/> (✓)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor ☐ is not, ☐ is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

### 14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

FY02 OMA Pkg A-1, Relocate Water Connections By 162 & 163, Pohakuloa Training Area, Island of Hawaii, Hawaii

1. CHANGES TO SPECIFICATIONS. Attached hereto are revised pages to the specifications. Revised pages shall replace like-numbered pages. The revision mark "(Am-0003)" is shown on each revised page. Changes are indicated in bold.

SECTION 00010, pages 00010-3 and 00010-4  
SECTION 00100, pages 00100-1 and 00100-9  
SECTION 00800, pages 00800-1, 00800-2, and 00800-15

2. The bid opening date of September 19, 2002, 2:00 P.M. Hawaii Standard Time, remains unchanged.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR		16B. UNITED STATES OF AMERICA	
15C. DATE SIGNED		16C. DATE SIGNED	
(Signature of person authorized to sign)		BY (Signature of Contracting Officer)	

Invitation for Bids No. DACA83-02-B-0008

SECTION 00010  
BIDDING SCHEDULE

FY02 OMA PKG A-1  
RELOCATE WATER CONNECTIONS BY 162 & 163  
POHAKULOA TRAINING AREA  
ISLAND OF HAWAII, HAWAII

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	AMOUNT
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**BASE SCHEDULE**

1.	Relocate Water Connections	1	Job	\$_____
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**OPTION**

2.	Construct AC Pavement	1	Job	\$_____
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**TOTAL BASE SCHEDULE PLUS OPTION** \$\_\_\_\_\_

**THE FOLLOWING WILL BE COMPLETED BY THE CONTRACTING OFFICER UPON AWARD:**

**TOTAL AWARD AMOUNT (Base Schedule plus Option\_\_\_\_\_)** \$\_\_\_\_\_

**NOTES:**

1. By submission of an offer under the **OPTION**, Bidder agrees that the Government may exercise the **OPTION** at the time of award, or at any time within 120 days following the date of the award of the basic contract. (See Provision No. 52.217-5, **EVALUATIONS OF OPTIONS**, in Section 00100).

2. Failure to bid on all the items in the Bidding Schedule may cause the bid to be considered nonresponsive.

## PAYMENT(S)

Compensation for all work to be performed under this contract will be made under the payment item(s) listed herein. **The principal features of the work to be included under the payment item(s) are noted. Work required by the drawings and specifications and not particularly mentioned shall be included in and be paid for under the contract price for the item to which the work pertains.**

Price(s) and payment(s) for the item(s) shall cover all work, complete and finished in accordance with the specifications, schedules, and drawings, and shall be full compensation for all work in connection therewith, including quality control and cost of performance-and payment-bond premiums as specified in the CONTRACT CLAUSES. Price(s) and payment(s) shall constitute full and final compensation for furnishing all materials, equipment, management, supervision, labor, transportation, fuel, power, water, and all incidental items necessary to complete the work, except as otherwise specified to be furnished by the Government. For the purpose of CONTRACT CLAUSE entitled "PROMPT PAYMENT FOR CONSTRUCTION CONTRACTS", the term "designated billing office" and "designated payment office" are as follows:

## a. Billing Office

U.S. Army Engineer District, Honolulu  
Fort Shafter Resident Office, Bldg. 230  
Fort Shafter, HI 96858-5440

## b. Payment Office

U.S. Army Engineer Division, Pacific Ocean  
Attn.: Accounts Payable Branch (CEPOH-RM-FA), Bldg. 230  
Fort Shafter, HI 96858-5440

**Item numbers mentioned herein after correspond to the item numbers in the BIDDING SCHEDULE.**

**a. Item No. 1, Relocate Water Connections, will be paid for at the contract price, complete in place and ready for use, including testing, cleanup, and all incidental items necessary to complete the work.**

**b. Item No. 2, Option, Construct AC Pavement, will be paid for at the contract price, complete in place and ready for use, including testing, cleanup, and all incidental items necessary to complete the work.**

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SECTION 00100

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52.211-14	NOTICE OF PRIORITY RATING FOR NATIONAL DEFENSE USE (SEP 1990)
52.214-3	AMENDMENTS TO INVITATIONS FOR BIDS (DEC 1989)
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52.214-5	SUBMISSION OF BIDS (MAR 1997)
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52.214-19	CONTRACT AWARD--SEALED BIDDING--CONSTRUCTION (AUG 1996)
52.216-1	TYPE OF CONTRACT (APR 1984)
52.222-23	NOTICE OF REQUIREMENT FOR AFFIRMATIVE ACTION TO ENSURE EQUAL EMPLOYMENT OPPORTUNITY FOR CONSTRUCTION (FEB 1999)
52.225-10	NOTICE OF BUY AMERICAN ACT REQUIREMENT - CONSTRUCTION MATERIALS (MAY 2002)
52.233-2	SERVICE OF PROTEST (AUG 1996)
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S-36.33	NOTIFICATION TO OFFERORS - ACCESS TO ARMY INSTALLATIONS (APR 2001)
S-36.2	MAGNITUDE OF THE PROPOSED PROJECT
S-28.2	PENAL SUM AND FORM OF BID BOND
S-28.1	EXECUTION OF BID BOND (AUG 1994)
<b>52.217-5</b>	<b>EVALUATION OF OPTIONS (JUL 1990)</b>

solicitation. The bid bond penalty may be expressed in terms of a percentage of the bid price or may be expressed in dollars and cents.

Failure to submit a bid guarantee by the time set for opening of bids may be cause for rejection of a bid, except as provided in "LATE SUBMISSIONS, MODIFICATIONS, AND WITHDRAWALS OF BIDS" of this solicitation. [FAR 28.101 -2]

[End of Statement]

S-28.1 EXECUTION OF BID BOND (AUG 1994)

If the bidder's name and address on the bid form (Standard Form 1442) and those on the bid bond form (Standard Form 24) are different from each other, the bid may be rejected as nonresponsive. Accordingly, for its own protection, each bidder shall see to it that the name and address on both forms are identical.

[End of Statement]

52.217-5 EVALUATION OF OPTIONS (JUL 1990)

**Except when it is determined in accordance with FAR 17.206(b) not to be in the Government's best interests, the Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. Evaluation of options will not obligate the Government to exercise the option(s).**

**(End of Provision)**

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S-19A	U.S. ARMY CORPS OF ENGINEERS SAFETY AND HEALTH REQUIREMENTS MANUAL, EM 385-1-1 (AUG 2002)
S-1A	REPORTING OF CONTRACTOR MANPOWER DATA ELEMENTS (FEB 2001)
52.231-5000	EQUIPMENT OWNERSHIP - OPERATING EXPENSE SCHEDULE (MAR 1995) - EFARS
52-249-5000	BASIS FOR SETTLEMENT OF PROPOSALS

**S-17.1      OPTION FOR INCREASED SCOPE – SEPARATELY PRICED LINE ITEM (APR 1996)**

APPENDIX A – LIST OF DRAWINGS  
APPENDIX B – PROJECT SIGN

certified cost or pricing data, or partial/limited data, as appropriate. The data shall be submitted on Standard Form 1411, Contract Pricing Proposal Cover Sheet.

(End of clause)

#### 52.249-5000 BASIS FOR SETTLEMENT OF PROPOSALS

"Actual costs will be used to determine equipment costs for a settlement proposal submitted on the total cost basis under FAR 49.206-2(b). In evaluating a terminations settlement proposal using the total cost basis, the following principles will be applied to determine allowable equipment costs:

(1) Actual costs for each piece of equipment, or groups of similar serial or series equipment, need not be available in the contractor's accounting records to determine total actual equipment costs.

(2) If equipment costs have been allocated to a contract using predetermined rates, those charges will be adjusted to actual costs.

(3) Recorded job costs adjusted for unallowable expenses will be used to determine equipment operating expenses.

(4) Ownership costs (depreciation) will be determined using the contractor's depreciation schedule (subject to the provisions of FAR 31.205-11).

(5) License, taxes, storage and insurance costs are normally recovered as an indirect expense and unless the contractor charges these costs directly to contracts, they will be recovered through the indirect expense rate.

(End of Statement)

#### **S-17.1 OPTION FOR INCREASED SCOPE – SEPARATELY PRICED LINE ITEM (APR 1996)**

**The Government may require the construction of the numbered line item(s), identified in the bidding schedule as (an) option item(s), in the quantity and at the price stated. The Contracting Officer may exercise the option(s) at time of award or by written notice to the Contractor within 120 calendar days from time of award. Performance period(s) for the option(s) is included within the basic schedule.**